

AMENDED IN ASSEMBLY MAY 30, 2013

AMENDED IN SENATE APRIL 1, 2013

SENATE BILL

No. 695

Introduced by Senator Wright

February 22, 2013

An act to amend Section 4106 of, and to add Section 4109 to, the Food and Agricultural Code, relating to the California Science Center, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 695, as amended, Wright. California Science Center: parking facilities.

Existing law establishes the Sixth District Agricultural Association, also known as the California Science Center, and requires the California Science Center to manage or operate its parking facilities in a manner that preserves and protects the interests of itself and the California African American Museum, and recognizes the cultural and educational character of Exposition Park. Existing law requires all revenues received by the California Science Center from its parking facilities to be deposited in the Exposition Park Improvement Fund in the State Treasury, and specifies that the funds may only be used, upon appropriation by the Legislature, for improvements to Exposition Park.

This bill would provide that the California Science Center shall not delegate to the University of Southern California the power to manage and operate its parking facilities, and would specify that those provisions are declaratory of existing law. *The bill would require the California Science Center to establish the minimum and maximum parking rates that may be charged at parking facilities in Exposition Park.* The bill would also prohibit the California Science Center from entering into

any sale of, or lease for a term of more than 10 years for the use of, its parking facilities, the Los Angeles Memorial Coliseum, or the Los Angeles Memorial Sports Arena, unless the Legislature authorizes the proposed sale or lease by statute, *except if the lease contains terms that require the lessee to perform substantial capital improvements.*

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 4106 of the Food and Agricultural Code,
2 as amended by Section 6 of Chapter 137 of the Statutes of 2012,
3 is amended to read:

4 4106. (a) The California Science Center shall work with the
5 Los Angeles Memorial Coliseum Commission, the City of Los
6 Angeles, and the County of Los Angeles to develop additional
7 parking facilities in Exposition Park to the extent necessary to
8 allow for expansion of the park.

9 (b) (1) The California Science Center shall manage or operate
10 its parking facilities in a manner that preserves and protects the
11 interests of itself and the California African American Museum
12 and recognizes the cultural and educational character of Exposition
13 Park.

14 (2) The California Science Center shall not delegate to the
15 University of Southern California the power to manage and operate
16 its parking facilities. This paragraph is declaratory of existing law.

17 (3) *The California Science Center shall establish the minimum*
18 *and maximum parking rates that may be charged at parking*
19 *facilities in Exposition Park.*

20 (c) The Exposition Park Improvement Fund is hereby created
21 in the State Treasury. All revenues received by the California
22 Science Center from its parking facilities, from rental of museum
23 facilities, or from other business activities shall be deposited in
24 the Exposition Park Improvement Fund.

25 (d) The moneys in the Exposition Park Improvement Fund may
26 only be used, upon appropriation by the Legislature, for
27 improvements to Exposition Park, including, but not limited to,
28 maintenance of existing parking and museum facilities, replacement

1 of museum equipment, supplies and wages expended to generate
2 revenues from rental of museum facilities, development of new
3 parking facilities, and acquisition of land within or adjacent to
4 Exposition Park.

5 (e) (1) The Legislature hereby finds and declares that there is
6 a need for development of additional park, recreation, museum,
7 and parking facilities in Exposition Park. The Legislature
8 recognizes that the provision of these needed improvements as
9 identified in the California Science Center Exposition Park Master
10 Plan may require the use of funds provided by other governmental
11 agencies or private donors.

12 (2) The California Science Center may accept funds from other
13 governmental agencies or private contributions for the purpose of
14 implementation of the California Science Center Exposition Park
15 Master Plan. The private contributions and funds from
16 governmental agencies other than state governmental agencies
17 shall be deposited in the Exposition Park Improvement Fund in
18 the State Treasury and shall be available for expenditure without
19 regard to fiscal years by the California Science Center for
20 implementation of the California Science Center Exposition Park
21 Master Plan. Funds from other state governmental agencies shall
22 be deposited in the Exposition Park Improvement Fund and shall
23 be available for expenditure, upon appropriation, by the California
24 Science Center for implementation of the California Science Center
25 Exposition Park Master Plan. However, any expenditure is not
26 authorized sooner than 30 days after notification in writing of the
27 necessity therefor to the chairperson of the committee in each
28 house that considers appropriations and the Chairperson of the
29 Joint Legislative Budget Committee, or not sooner than whatever
30 lesser time as the chairperson of the joint committee, or his or her
31 designee, may in each instance determine. Neither the City of Los
32 Angeles nor the County of Los Angeles shall impose any tax upon
33 tickets purchased authorizing the use of parking facilities owned
34 by the California Science Center.

35 SEC. 2. Section 4109 is added to the Food and Agricultural
36 Code, to read:

37 4109. (a) Notwithstanding any other law, *and except as*
38 *specified in subdivision (b)*, the California Science Center shall
39 not enter into, and the Director of General Services shall not
40 approve, any sale of, or lease for a term of more than 10 years for

1 the use of, its parking facilities, the Los Angeles Memorial
2 Coliseum, or the Los Angeles Memorial Sports Arena, unless the
3 Legislature authorizes the proposed sale or lease by statute.

4 *(b) Notwithstanding subdivision (a), a lease for a term of more*
5 *than 10 years does not require authorization by the Legislature if*
6 *the terms of the lease obligate the lessee to perform substantial*
7 *capital improvements to the facility so that the lessee may be*
8 *afforded the opportunity to obtain a reasonable return on*
9 *investment.*

10 SEC. 3. This act is an urgency statute necessary for the
11 immediate preservation of the public peace, health, or safety within
12 the meaning of Article IV of the Constitution and shall go into
13 immediate effect. The facts constituting the necessity are:

14 In order to ensure that the state maintains the operations and
15 fiscal integrity of state resources, it is necessary for this act to take
16 effect immediately.